

# ARRAIGNMENT/DETENTION MINUTES:

Time Set: 2:30 p.m.  
 Started: 3:19  
 Ended: 3:28  
 Split Time:  
 Hearing Held: ( X ) Norfolk ( ) Newport News  
 Case Number: 4:21cr68  
 Defendant: Trequan Smith

Date: 12/16/2021  
 Presiding Judge: Robert J. Krask  
 Courtroom Deputy: B. Titus  
 Court Reporter: FTR  
 U.S. Attorney: Eric Hurt, AUSA  
 Defense Counsel: Rodolfo Cejas  
 ( ) Retained ( ) Court appointed ( X ) AFPD  
 Interpreter:

## INITIAL APPEARANCE:

- ( ) Indictment  
 ( ) Supervised Release  
 ( ) Probation  
 ( ) Pretrial Violation

## COUNSEL:

- ( ) Court explained right to counsel  
 ( ) Counsel waived  
 ( ) Counsel desired.  
 ( ) Affidavit executed and filed in open court  
 ( ) Court directed appointment of counsel  
 ( ) Defendant ordered to pay \$ \_\_\_\_\_  
 beginning \_\_\_\_\_ and each month thereafter  
 until paid in full

## DETENTION:

- ( ) Detention Hearing ( ) Held ( ) Waived  
 ( ) Government motion for detention:  
 ( ) Granted ( ) Denied ( ) Motion to Withdraw  
 ( ) Detention Ordered ( X ) Remanded  
 ( ) Bond set \_\_\_\_\_  
 ( ) Special Conditions of Release  
 ( ) Defendant continued on previous bond  
 ( ) Additional Conditions of Release  
 ( ) Defendant failed to appear  
 ( ) Government motion for warrant -Granted

## ORDERS:

- ( ) Agreed Discovery/Protective Order Entered  
 ( ) Defendant consented to video proceedings. Order  
 entered and filed  
 ( ) Oral admonition as required by DPPA given to the  
 prosecutor

## ARRAIGNMENT:

- ( ) Defendant formally arraigned  
 ( X ) Defendant waived formal arraignment  
 ( ) Defendant entered plea of guilty  
 ( X ) Defendant entered plea of not guilty  
 ( X ) Jury demanded  
 ( ) Jury Waived  
 ( ) Jury waiver executed and filed  
 ( X ) Preliminary motions deadline 1/31/22  
 ( ) Response motions deadline \_\_\_\_\_  
 ( X ) TRIAL ( ) SRVH ( ) PVH ( ) Status Conference set on 4/5/22 at 10:00am - RAJ  
 @ ( X ) Norfolk ( ) Newport News ( ) Richmond

## PRELIMINARY HEARING:

- ( ) Preliminary Hearing ( ) Held ( ) Waived  
 ( ) Defendant stipulated to probable cause  
 ( ) Court finds probable cause  
 ( ) Defendant held for Grand Jury

## SPEEDY TRIAL:

- ( X ) By agreement of all parties, due to the  
 complexity of the case and/or in the  
 interest of justice, pursuant to 18 USC  
 3161(h), speedy trial is waived

## APPEARANCE AT PRELIMINARY HEARING:

- ( X ) Court inquired as to whether defendant wishes appear  
 at preliminary hearing.  
 ( ) Waiver of Appearance executed  
 ( ) Arraignment: \_\_\_\_\_

- ( ) SRV/Probation Hearing: \_\_\_\_\_  
 ( ) \_\_\_\_\_  
 ( ) \_\_\_\_\_  
 ( ) \_\_\_\_\_

## SPEEDY TRIAL:

( ) The defendant requested time to file pretrial motions. The court granted this motion under 18 U.S.C. 3161(h)(7) and Bloate v. U.S., 2010 WL 757660 (U.S.) and finds that the ends of justice are served by granting this request which outweighs the best interest of the public and the defendant in a speedy trial and the time period from the arraignment to the motions deadline of \_\_\_\_\_ is excluded under the Speedy Trial Act.

**STANDARD CONDITIONS OF RELEASE**

- 1) Deft's. travel is restricted to the State of Virginia.
- 2) Deft is directed to refrain from excessive use of alcohol.
- 3) Deft. is directed to refrain from any use or unlawful possession of a narcotic drug and other controlled substances defined in 21 U.S.C. 802 unless prescribed by a licensed medical practitioner.
- 4) Deft. is directed to surrender any passport to the Probation Office.
- 5) Deft. is prohibited from obtaining any passport
- 6) Defendant shall report as soon as possible, to the probation officer or supervising officer any contact with any law enforcement personnel, including, but not limited to, any arrest, questioning, or traffic stop.
- 7) Defendant is prohibited from possessing a firearm, destructive device, or other dangerous weapon.
- 8) Defendant shall submit to method of testing required by the probation officer or the supervising officer for determining whether the defendant is using a prohibited substance. Such methods may be used with random frequency and include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and or any form of prohibited substance screening or testing.
- 9) Defendant shall participate in a program of inpatient or outpatient substance abuse therapy and counseling if deemed advisable by the probation officer or supervising officer.
- 10) Report to the U.S. Probation Office.

**SPECIAL CONDITIONS OF RELEASE**

- ( ) Travel is restricted to \_\_\_\_\_  
( ) with travel between the two for purposes of court appearances and meetings with counsel.
- ( ) Deft. is directed to maintain residence at \_\_\_\_\_
- ( ) \_\_\_\_\_ is directed to serve as third-party custodian.
- ( ) Deft. is directed to seek and maintain verifiable employment as directed by the U. S. Probation Office.
- ( ) Deft. is directed to undergo substance abuse testing and treatment at the expense of the defendant as directed by the U.S. Probation Office.
- ( ) Deft. is directed to submit to electronic monitoring ( ) Curfew ( ) Home Detention ( ) Home Incarceration with ( ) without time outs as directed by the U.S. Probation Office, at the expense of the deft.
- ( ) Deft. is directed to avoid all contact with alleged victims/potential witnesses or co-conspirators: \_\_\_\_\_
- ( ) Deft. is prohibited from committing any offense in violation of federal, state or local law
- ( ) Deft. is directed to cooperate with their Court-appointed counsel in the preparation of their defense.
- ( ) Deft. is directed to provide any requested financial information as directed by the Probation Office.
- ( ) Deft. is prohibited from opening any new lines of credit or bank accounts without permission of the U.S. Probation Office.
- ( ) Defendant shall notify current or future employers of charged offense.
- ( ) Defendant should not engage in employment in which the defendant has access to credit information or credit accounts of others.
- ( ) Defendant shall not have any contact with children under the age of 18 years old unless in the presence of an informed adult.
- ( ) Defendant shall not have possess or access any computer or internet, bulletin board, or chat room.
- ( ) Defendant shall comply with a specified curfew from \_\_\_\_\_ to \_\_\_\_\_ or as specified by the U.S. Probation Office.
- ( ) The defendant shall participate in a mental health evaluation and treatment program as directed by the U .S Probation Office.
- ( ) \_\_\_\_\_
- ( ) \_\_\_\_\_
- ( ) \_\_\_\_\_